

In the Matter of:

ALAN R. REMILONG, D.O.
Holder of License No. 2181
For the practice of osteopathic
medicine in the State of Arizona

STIPULATION FOR CONSENT ORDER

STIPULATION

By mutual agreement and understanding, the Arizona State Board of Osteopathic Examiners in Medicine and Surgery ("Board") and Alan R. Remilong, D.O. (hereinafter "Respondent"), the parties hereto agree to the following disposition of this matter.

1. Respondent acknowledges that he has read this Stipulation and the attached Stipulated Consent Order; and, Respondent is aware of and understands the content of these documents.

2. Respondent understands that by entering into this Stipulation, he voluntarily relinquishes any rights to hearing on the matters alleged as ground for Board action or to seek judicial review of the consent order in state or federal court.

3. Respondent understands that this Stipulation and Order will not become effective unless approved by this Board and signed by its Executive Director.

4. Respondent further understands that this Stipulation and Consent Order, once approved and signed, shall constitute a public record which may be disseminated as a formal action of the Board.

5. Respondent admits to the facts and consents to all the terms contained in the Stipulated Order.

6. Respondent acknowledges and agrees that upon signing and returning this document to the Board, he may not later revoke or amend this Stipulation or the Consent Order, without Board approval.

IT IS HEREBY STIPULATED AND AGREED that any violation of said Board Order constitutes unprofessional conduct as defined in A.R.S. § 32-1855.

REVIEWED AND ACCEPTED this 6th day of May, 1996.


ALAN R. REMILONG, D.O.

State of Missouri }
County of Lawrence } ss.

This instrument was acknowledged before me this 6th day of May, 1996, by the above-named individual.


NOTARY PUBLIC

My Commission Expires: 4-24-2000

DELMA MALCOM NOTARY PUBLIC
LAWRENCE COUNTY STATE OF MISSOURI
MY COMMISSION EXPIRES APRIL 24, 2000

REVIEWED AND SIGNED this 16th day of May, 1996, for the Board by:


ANN MARIE BERGER
Executive Director

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ALAN R. REMILONG, D.O.
Holder of License No. 2181
For the practice of osteopathic
medicine in the State of Arizona

STATEMENT OF FACT

1. Information was brought to the attention of the Arizona Board of Osteopathic Examiners in Medicine and Surgery (hereinafter "Board") giving cause to believe that Alan R. Remilong, D.O. (hereinafter "Respondent"), holder of license number 2181 for the practice of osteopathic medicine and surgery in the State of Arizona, may be medically and/or psychologically unable to safely and skillfully engage in the practice of medicine and may have committed one or more acts of unprofessional conduct as defined in A.R.S. § 32-1854.

2. The Respondent's license to practice medicine in the State of Missouri was suspended for one hundred twenty days beginning on August 3, 1995. The aforementioned license suspension was due to unauthorized use and abuse of prescription medications customarily used for the control of pain.

3. Respondent is currently enrolled in the Missouri Physicians' Health Program; and, the Board is informed that Respondent is in compliance the terms and conditions of his substance abuse recovery program in Missouri.

4. In public session, the Board voted on the 30th day of March, 1996 to authorize the Board's Executive Director to sign and issue a Stipulated Consent Order regarding Respondent, which follows hereinafter.

1 **CONCLUSIONS OF LAW**

2 1. The Arizona State Board of Osteopathic Examiners has jurisdiction over the
3 person and subject matter presented by this matter, pursuant to A.R.S. § 32-1800, et seq.

4 2. The Board has the authority to enter into a stipulated order for final disposition of
5 this case, pursuant to A.R.S. § 32-1855 and A.R.S. § 32-1861(D).

6 3. The Respondent engaged in unprofessional conduct as defined at A.R.S. §
7 32-1854(22), i.e., using controlled substances or prescription-only drugs unless they are
8 provided by a medical practitioner, as defined in A.R.S. § 32-1901.

9 4. The Respondent engaged in unprofessional conduct as defined at A.R.S. § 32-
10 1854(18), i.e., suspension of medical practice license by another state.

11 **CONSENT ORDER**

12 Pursuant to the authority vested in the Board by A.R.S. § 32-1855 and A.R.S. §
13 32-1861(D), IT IS HEREBY ORDERED THAT:

14 1. Alan R. Remilong, D.O. ("Respondent") is placed upon probation for five (5)
15 years and shall comply with the terms and conditions of probation set forth herein.

16 2. Respondent shall remain in compliance with all orders issued and imposed upon
17 him as a licensed physician in the State of Missouri while residing and/or practicing as a
18 physician in that state; and, Respondent shall otherwise remain in good standing as a licensed
19 physician in the State of Missouri.

20 3. For the duration of the five year probation, when Respondent is residing and
21 practicing medicine in the State of Arizona, Respondent shall obtain psychiatric or
22 psychological treatment by a therapist(s) who is either a licensed psychiatrist and/or
23 psychologist and is selected by Respondent and approved by the Board.

24 (A) Respondent shall comply with the therapist(s) recommendation for the
25 frequency of treatment sessions. Respondent shall inform the Board by
26 letter of the therapist's name; and, Respondent shall undertake and fully
cooperate with a program of treatment established by the therapist. In the
event Respondent changes therapists, he shall give the Board written

1 notice within ten (10) days of said action. Respondent shall not
2 discontinue or reduce the frequency of psychotherapy sessions until he
has submitted a written request to the Board and obtain Board approval.

3 (B) Respondent's therapist(s) shall receive a copy of this Order. The treating
4 therapist shall be directed by Respondent to send to the Board a written
5 progress report every month for the first six (6) months, then every three
6 (3) months for the remainder of the probation; and Respondent shall
7 waive confidentiality concerning his psychotherapy solely for the purpose
of the Board receiving full disclosure of information. The expense of the
aforementioned therapy and the reports to the Board by Respondent's
therapist shall be the sole responsibility of the Respondent.

8 (C) Respondent shall provide a copy of this Order and any subsequent Orders
9 to all facilities where Respondent is currently (or subsequently) employed
10 as physician and/or has (or subsequently receives) privileges to engage in
the practice of medicine; and, Respondent shall continue to make the
aforementioned disclosure and provide copies of this Consent Order until
the expiration of this Order.

11 4. Respondent may have his license to practice as an osteopathic physician
12 restricted, suspended or revoked by the Board in the future if:

13 (A) The Board finds that Respondent does not have the requisite mental,
14 physical and emotional fitness to safely continue the practice of
medicine; or,

15 (B) There are new grounds for finding unprofessional conduct concerning
16 Respondent; or,

17 (C) Fails to comply fully with the terms and conditions of this Order.

18 5. When residing and practicing medicine in Arizona, Respondent shall abstain
19 completely from the consumption of alcoholic beverages; and, Respondent shall not consume
20 illicit drugs or take any controlled substances (i.e, prescription only drugs), unless such
21 medication is prescribed for him by his treating physician. Respondent shall maintain a monthly
22 log (for the duration of probation) and provide a copy of the log to the Board at the first of each
23 month of all prescription only drugs taken by him and such log shall include the following
24 information:

- 25 (a) the name of the medication;
26 (b) name of prescribing physician;
(c) reason for the medication.

1 6. Respondent shall also as part of his probation: (A) submit to and cooperate in
2 any independent medical or psychological evaluation that is ordered by the Board for
3 Respondent and conducted by the Board's designated physician and/or psychologist which shall
4 be paid for by the Respondent; and (B) appear before the Board, upon receipt of a request by
5 written or telephonic notification from the Board's executive director or executive director's
6 designee which shall be given at least five (5) days prior to the Board meeting.

7 7. While residing and practicing medicine in Arizona, Respondent shall submit to
8 random biological fluid testing and promptly provide (i.e., within sixty (60) minutes of
9 notification) required biological fluids for testing and said testing shall be done at the
10 Respondent's expense.

11 8. While residing and practicing medicine in Arizona, Respondent shall participate
12 in a minimum of two (2) self-help meetings per week (for a minimum of one hour per meeting)
13 through such organizations as Alcoholics Anonymous, Narcotics Anonymous and doctor's
14 Caduceus group. Respondent shall maintain a written record of the dates, time and location of
15 meetings attended; and, a copy of said written record shall be provided to the Board's staff on
16 the first day of each month.

17 9. In the event Respondent changes his residence or business address, he shall give
18 written notice to the Board of his new address within twenty (20) days of moving.

19 10. Respondent may only prescribe controlled substances pursuant to those terms and
20 conditions imposed by the U.S. Drug Enforcement Agency ("DEA"). The Board reserves the
21 authority to amend this order to restrict Respondent's issuance of prescriptions of any type
22 whatsoever.

23 11. While practicing as a physician in Arizona, Respondent must use triplicate copies
24 of prescription pads and supply the Board with copies by the first of each month for the prior
25 months prescriptions issued.

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1 12. Respondent shall comply with all terms and conditions imposed by any Arizona
2 hospital where Respondent has privileges or later obtains privileges to practice; and, said
3 hospital's chief executive officer shall be provided by Respondent within five (5) days after
4 receipt with a copy of this Consent Order, in its entirety.

5 13. The Board's Executive Director shall send correspondence to appropriate state
6 and/or federal law enforcement agency disclosing this Consent Order and information
7 in the Board's possession.

8 ISSUED AND EFFECTIVE this 16th day of May, 1996.

9 ARIZONA BOARD OF OSTEOPATHIC
10 EXAMINERS IN MEDICINE AND SURGERY

11 Ann Marie Berger
12 ANN MARIE BERGER
13 Executive Director

14 Served by sending U.S. Certified
15 Mail this 16th day of May,
16 1996, to:

17 Alan R. Remilong, D.O.
18 P.O. Box 414
19 One North College
20 Marionville, Missouri 65705

21 Mailed this 16th day of May,
22 1996, to:

23 Michael Harrison
24 Assistant Attorney General
25 Civil Division (LES)
26 Office of the Arizona Attorney General
1275 W. Washington
Phoenix, AZ 85007

By: Karen S. Pulley
Legal Secretary
mnh/pld/remilong.pld

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